

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF OKLAHOMA

COMANCHE NATION, OKLAHOMA, )  
                                  )  
                                  )  
                                 Plaintiff, )  
                                  )  
                                  )  
vs.                            )                                 Case No. CIV-05-328-F  
                                  )  
                                  )  
UNITED STATES OF AMERICA, et al, )  
                                  )  
                                  )  
                                 Defendants. )

**JOINT WITNESS AND EXHIBIT LIST  
FOR PRELIMINARY INJUNCTION HEARING**

Plaintiff, Comanche Nation, Defendant Fort Sill Apache Tribe, and Defendant United States of America, et al, pursuant to telephonic discussions this date, hereby provides joint notice of their witness and exhibit list for the Preliminary Injunction Hearing on May 27, 2005.

**Fort Sill Apache Tribe's Witness List**

1. **Charldon Keith Yackeyonny**, former Chairman 1996-99, Comanche Nation, will testify regarding the history of the dispute and factual allegations supporting denial of the injunction request.
2. All witnesses listed or called by the Plaintiff.

**Comanche Nation's Witness List**

1. **Ray Anderson**, Police Chief, Comanche Nation Law Enforcement, will testify regarding criminal jurisdiction on Comanche allotments in general and other factual allegations supporting the injunction request.

2. **Michael Mithlo, Sr.**, Comanche Tax Commission employee, will testify regarding regulatory and taxing jurisdiction on Comanche Allotments and other factual allegations supporting the preliminary injunction.
3. **John and/or Jane Does**, as yet unidentified rebuttal witnesses to testimony presented by Chareldon Keith Yackeyonny.
4. All witnesses listed or called by the Defendants.

**United States' Witness List**

1. All witnesses listed or called by Fort Sill Apache Tribe.
2. All witnesses listed or called by Comanche Nation.

**Joint Exhibit List**

1. Comanche Nation Constitution.
2. Memo from Deerinwater, Area Director, to Assistant Secretary – Indian Affairs dated July 1998.
3. Memo, Subject: determination of Court of Indian Offenses jurisdiction over Indian Country allotments.
4. All Exhibits listed or used in previous hearings or pleadings.

James M. Burson

s/ James M. Burson  
Bar Number: OBA #20037  
Attorney for Plaintiff  
Hobbs, Straus, Dean & Walker, LLP  
117 Park Ave., Second Floor  
Oklahoma City, OK 73102  
Telephone: 405-602-9425  
Fax: 405-602-9426

Email Address: jburson@hsdwok.com

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of this pleading was electronically transmitted to the Clerk of the District Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to these parties and counsel registered on ECF:

Robert McCampbell c/o **Steve Mullins**  
United States Attorney for the Western  
District of Oklahoma  
210 West Park Avenue, Suite 400  
Oklahoma City, OK 73102

**FOR THE FOLLOWING UNITED STATES DEFENDANTS:**

Gale A. Norton  
Secretary of the Interior  
1849 "C" Street NW  
6159 MIB  
Washington, DC 20240

Alberto Gonzales, Attorney General  
U.S. Department of Justice  
Office of the Attorney General  
Attn: Service of Process  
950 Pennsylvania Avenue, NW  
Washington, DC 20004

United States Department of Interior  
Attn: James Cason, Assistant Secretary  
1849 "C" Street NW  
Washington, DC 20240

**FOR THE FORT SILL APACHE TRIBE:**

Robert Prince  
632 S.W. "D" Avenue  
Lawton, OK 73501

Richard Grellner  
5300 W. Memorial Road, Suite 14-C  
Oklahoma City, OK 73142